

DONALD RAY WILLIAMS,

No C-10-2566 VRW (PR)

Plaintiff,

v ORDER OF DISMISSAL

JOHN DOE,

Defendant(s) .

On June 10, 2010, plaintiff, a prisoner presently incarcerated at Pelican Bay State Prison and frequent litigant in both state and federal court, filed a letter with the court. Doc #1. The court clerk notified plaintiff in writing at that time that because he neither filed a formal civil rights complaint under 42 USC § 1983 using the court-approved form nor did he pay the requisite \$ 350.00 filing fee or, instead, submit a signed and completed court-approved in forma pauperis application, including a completed certificate of funds in his prison account and a copy of his prison trust account statement for the last six months obtained from the appropriate prison official, the action was deficient. See

1 28 USC § 1915(a)(2). Plaintiff was advised that failure to file the
2 requested items within thirty (30) days would result in dismissal of
3 the action. Doc ## 2 & 3.

4 Over forty days have elapsed since plaintiff was notified
5 of his filing deficiencies; however, he has neither provided the
6 court with the requisite items nor filed a request for an extension
7 of time to do so. The action, therefore, is DISMISSED without
8 prejudice.

9 The clerk is directed to terminate all pending motions as
10 moot and close the file.

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12 IT IS SO ORDERED.

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15 VAUGHN R WALKER
16 United States District Chief Judge
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